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J1057 U.S. PTO
01/10/02

Jc971 U.S. PTO
10/043499
01/10/02

FORM PTO-1082

Express Mail EL 926 865 998 US

PATENT

Atty. Docket No. 49996-9004

Date: January 9, 2002

UTILITY PATENT APPLICATION TRANSMITTAL and FEE TRANSMITTAL

Box PATENT APPLICATION
COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of:

Inventor(s): Kuang-Ming CHEN

For: SYSTEM AND METHOD FOR INTERRUPTION-FREE FILE ACCESS

Enclosed are:

- ☒ Fee Transmittal Form (e.g., PTO/SB/17)
- ☒ Applicant Claims Small Entity Status
- ☒ Specification, Claims, and Abstract (23 pages)
- 5 Sheet(s) of drawing (☒ formal, ☐ informal)
- ☒ Form PTO-1595 and an assignment of the invention to: Lager Interactive, Inc.
- ☒ A certified copy of Taiwan Application No. 90133337 filed on December 31, 2001 from which priority is claimed in the subject case pursuant to Rule 55b and 35 U.S.C. 119, ☒ will follow.
- ☐ An associate Power of Attorney.
- ☒ Combined Declaration and Power of Attorney.
- ☐ Information Disclosure Statement, Form PTO 1449, and ☐ cited references
- ☐ Request and Certification under 122(b)
- ☒ Postcard

If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 C.F.R. 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)
 of prior application No.: _____

Examiner: _____ Group/Art Unit: _____

- ☒ Check in the amount of \$506.00 to cover the filing fee is enclosed.
- ☐ Check in the amount of \$0.00 to cover the Assignment Recordation filing fee is enclosed.

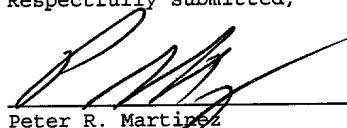
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-0410 of Baker & McKenzie.

A duplicate copy of this sheet is enclosed.

☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,



Peter R. Martinez

Registration No. 42,845

c/o

BAKER & MCKENZIE

101 West Broadway, 12th Floor

San Diego, California 92101

(619) 236-1441

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)
506.00**Complete if Known**

| | |
|----------------------|-----------------|
| Application Number | To be assigned |
| Filing Date | Filed herewith |
| First Named Inventor | Kuang-Ming CHEN |
| Examiner Name | To be assigned |
| Group Art Unit | To be assigned |
| Attorney Docket No. | 87149996-9004 |

METHOD OF PAYMENT

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 02-04210
Deposit Account Name: Baker & McKenzie

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17☒ Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 101 740 | 201 370 | Utility filing fee | 370.00 |
| 106 330 | 206 165 | Design filing fee | |
| 107 510 | 207 255 | Plant filing fee | |
| 108 740 | 208 370 | Reissue filing fee | |
| 114 160 | 214 80 | Provisional filing fee | |

SUBTOTAL (1) (\$)
370.00**2. EXTRA CLAIM FEES**

Total Claims: 26
Independent Claims: 4
Multiple Dependent: 22

Extra Claims: 20** = 6
-3** = 1

Fee from below: 9.00
42.00

Fee Paid: 54.00
42.00

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 103 18 | 203 9 | Claims in excess of 20 | |
| 102 84 | 202 42 | Independent claims in excess of 3 | |
| 104 280 | 204 140 | Multiple dependent claim, if not paid | |
| 109 84 | 209 42 | ** Reissue independent claims over original patent | |
| 110 18 | 210 9 | ** Reissue claims in excess of 20 and over original patent | |

SUBTOTAL (2) (\$)
96.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**


| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 105 130 | 205 65 | Surcharge - late filing fee or oath | |
| 127 50 | 227 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 130 | 139 130 | Non-English specification | |
| 147 2,520 | 147 2,520 | For filing a request for ex parte reexamination | |
| 112 920* | 112 920* | Requesting publication of SIR prior to Examiner action | |
| 113 1,840* | 113 1,840* | Requesting publication of SIR after Examiner action | |
| 115 110 | 215 55 | Extension for reply within first month | |
| 116 400 | 216 200 | Extension for reply within second month | |
| 117 920 | 217 460 | Extension for reply within third month | |
| 118 1,440 | 218 720 | Extension for reply within fourth month | |
| 128 1,960 | 228 980 | Extension for reply within fifth month | |
| 119 320 | 219 160 | Notice of Appeal | |
| 120 320 | 220 160 | Filing a brief in support of an appeal | |
| 121 280 | 221 140 | Request for oral hearing | |
| 138 1,510 | 138 1,510 | Petition to institute a public use proceeding | |
| 140 110 | 240 55 | Petition to revive - unavoidable | |
| 141 1,280 | 241 640 | Petition to revive - unintentional | |
| 142 1,280 | 242 640 | Utility issue fee (or reissue) | |
| 143 460 | 243 230 | Design issue fee | |
| 144 620 | 244 310 | Plant issue fee | |
| 122 130 | 122 130 | Petitions to the Commissioner | |
| 123 50 | 123 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 180 | 126 180 | Submission of Information Disclosure Stmt | |
| 581 40 | 581 40 | Recording each patent assignment per property (times number of properties) | 40.00 |
| 146 740 | 246 370 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 740 | 249 370 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 740 | 279 370 | Request for Continued Examination (RCE) | |
| 169 900 | 169 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)
40.00**SUBMITTED BY**

Complete (if applicable)

| | | | | | |
|-------------------|---|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Peter R. Martinez | Registration No. (Attorney/Agent) | 42,845 | Telephone | (619) 236-1441 |
| Signature |  | Date | | | |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|-----------------------------------|---|--------------------------|
| In re Application of: |) | Art Unit: To be assigned |
| Kuang-Ming CHEN |) | |
| |) | Examiner: To be assigned |
| Serial No.: To be assigned |) | |
| |) | |
| Filed: Filed herewith |) | |
| |) | |
| For: SYSTEM AND METHOD FOR |) | |
| INTERRUPTION-FREE FILE |) | |
| ACCESS |) | |

San Diego, California 92101
January 10, 2002

BOX PATENT APPLICATION
Commissioner For Patents
Washington, D.C. 20231

CERTIFICATE OF EXPRESS MAILING

Dear Sir:

"Express Mail" mailing label No. EL 926 865 998 US

Date of Deposit: January 10, 2002

I hereby certify that a Utility Patent Application Transmittal, Patent Application including the Specification, Abstract, and Claims (23 pages), Formal Drawings (FIGS. 1-7 on 5 pages), Check in the amount of \$506.00 (filing fee and Assignment recording fee), Combined Declaration and Power of Attorney, Assignment and Recordation Form Cover Sheet and return postcard are being deposited with the U.S. Postal Service "Express Mail Post Office to the Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.



Karen M. Cruz